



## NOTICE OF RULE ADOPTION—TEMPORARY RULE

### STATE OF MISSISSIPPI DEPARTMENT OF INSURANCE

Mississippi Department of Insurance  
c/o Lee Harrell, Deputy Commissioner  
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Governor's State of Emergency Proclamation of August 26, 2005;  
Governor's State of Emergency Proclamation of September 2, 2005;  
State of Mississippi Emergency Operations and Executive Order No. 653  
Senate Bill 2381, 2006 Regular Legislative Session

Specific Legal Authority authorizing the promulgation of Rule:  
§§ 33-15-11; 33-15-11(b)(9); 33-15-11(c)(4)  
Date Rule Proposed: April 6, 2006

Reference to Rules repealed, amended or suspended by the Temporary Rule:  
N/A

#### Explanation of the Purpose of the Temporary Rule and the reason(s) for the rule:

This agency issued Emergency Regulation 2005-2, "Temporary Special Mediation Program for Personal Lines Residential Insurance Claims Resulting from Hurricane Katrina", in order to establish on a temporary basis a non-adversarial alternative dispute resolution procedure which is prompted by the critical need for effective, fair and timely handling of personal lines insurance claims arising out of the damages to property caused by Hurricane Katrina. This filing will serve to renew the original filing for an additional ninety (90) days from April 18, 2006.

The Agency finds that an imminent peril to the public health, safety or welfare requires the adoption of a rule upon fewer than twenty-five (25) days notice. The Agency Rule Making Record for this temporary rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

☐ An oral proceeding was held on this rule:

X An oral proceeding was not held on this rule.

The Agency has considered any written comments received and the presentations made in any oral proceeding, and

☐ This rule as adopted is without variance from the proposed temporary rule.


☐ This rule as adopted differs from the proposed temporary rule as there are minor editorial changes which affect the form rather than the substance of the rule.

☐ The rule as adopted differs from the proposed temporary rule. The differences however are:  
Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and  
The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

X N/A

The entire text of the Temporary Rule including the text of any rule being amended or changed is attached.  
N/A

Effective Date of Rule: April 18, 2006

  
Lee Harrell  
Deputy Commissioner of Insurance